IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.183 OF 2006

IN

SUMMARY SUIT NO.528 OF 2006

...

Mamta O. Wadhwa ...Plaintiff

v/s.

I.S.Enterprises (India)

and Ors. ...Defendants

...

Ms.Kavita Lalwani for the Plaintiff.

Ms.Laxmi for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 7TH AUGUST, 2006

P.C.:

1. The Defendants have admittedly been served with the summons for judgment in the month of May, 2006.

But till today no application for leave to defend as contemplated by provisions of Order XXXVII of CPC has been filed.

2. Heard the learned Counsel for the Plaintiff. Suit of the Plaintiff is based on bill of exchange at Exh.A. According to the Plaintiff, part payment has been made by the Defendant by cheque of Rs.20,000/- on 10-3-2000 and Rs.500/- on 10-2-2003. As the Defendants have not filed any application for leave to defend, in terms of provisions of Order XXXVII of CPC, the Plaintiff is entitled to judgment.

3. Heard the learned Counsel for the Plaintiff. Perused the record. Summons for judgment is granted. Suit of the Plaintiff is decreed in terms of prayer clauses of the suit. Refund of court fees as per rules.

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